IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.RAMACHANDRAN
&
THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

WEDNESDAY, THE 31ST JANUARY 2007 / 11TH MAGHA 1928

WP(C).No. 33481 of 2004(S)
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PETITIONER:
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1. MUDAPPANAL KADAVU BRIDGE ACTION COMMITTEE, REPRESENTED BY ITS JOINT SECRETARY K.P. JAMES, KANNUVETTIYIL HOUSE, PORUR WAYNAD P.O., WAYNAD DISTRICT.

2. P.K. JOY, S/O. KURIAN, PARAYIDATHI HOUSE, PORUR WYNAD P.O., THALAPUZHA VIA., WAYANAD DISTRICT.

BY ADV. SRI.T.G.RAJENDRAN

RESPONDENTS:
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1. STATE OF KERALA, REP. BY CHIEF SECRETARY, SECRETARIAT, THIRUVANANTHAPURAM.

2. MANANTHAVADY BLOCK PANCHAYATH, REP. BY ITS SECRETARY, MANANTHAVADY, WYNAD.

3. MANANTHAVADY BLOCK PANCHAYATH COMMITTEE REP. BY ITS PRESIDENT, WAYANAD.

4. THE DISTRICT COLLECTOR, WAYANAD.

5. THE DISTRICT RURAL DEVELOPMENT AGENCY (DRDA), REP. BY PROJECT OFFICER KALPETTA, WYNAD.

6. THE COMMISSIONER, RURAL DEVELOPMENT DEPARTMENT, SECRETATIAT, THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SMT.SHAKEELA.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 31/1/2007, THE COURT ON 31/01/2007 DELIVERED THE FOLLOWING:

W.P(C).No. 33481/2004

APPENDIX

PETITIONER'S EXHIBITS:

P1. COPY OF THE RELEVANT PORTION OF THE PROJECT.

P2. COPY OF THE OF THE NOTICE IN THE DAILY DTD.30.11.2003.

P3. COPY OF THE RE-TENDER NOTICE DTD.28.2.2004.

P4. COPY OF THE REPRESENTATION SENT BY P1 TO R4 DTD.4.6.04.

P5. COPY OF THE REPRESENTATION SENT BY P1 DTD.18.6.2004.

P6. COPY OF THE REPRESENTATION DTD.13.10.2004 BEFORE THE CHIEF MINISTER.

P7. COPY OF THE SKETCH OF THE PROPOSED BRIDGE.

Sdk+

///True copy///

P.A. to Judge.

M.RAMACHANDRAN & S.SIRI JAGAN, JJ.

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C.M.Appl. No.571/2007 & M.J.C No.31/2007
in
W.P(C).No.33481/2004

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Dated this the 31st day of January, 2007

O R D E R

Heard. Delay condoned.

M.J.C. is allowed and judgment dated 7.11.2005 in W.P(C).No. 33481/2004 is recalled.

M.RAMACHANDRAN, JUDGE

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S.SIRI JAGAN, JUDGE

M.RAMACHANDRAN & S.SIRI JAGAN, JJ.

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W.P(C).No.33481/2004

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Dated this the 31st day of January, 2007

J U D G M E N T

Ramachandran, J.:

The above writ petition has been filed in public interest, complaining that there was inordinate delay in the matter of completing the construction of Mundappanal Kadavu Bridge. Counter affidavit dated 21.2.2005 filed by respondents indicates that tender was at the final stage. There is an undertaking that without undue delay, the project will be completed. In the aforesaid circumstances, except to record the submission as above, no positive direction is called for, as possible steps are being taken making the project functional. Accordingly, the writ petition is closed.

Sd/-

M.RAMACHANDRAN, JUDGE

Sd/-

sdk+ S.SIRI JAGAN, JUDGE